

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

JOHN MELO et al.

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CRIMINAL NO: 03-10361-RWZ

PROPOSED JOINT FINAL STATUS CONFERENCE MEMORANDUM

Pursuant to Local Rule 116.5(C), the government has made repeated efforts to consult with all defense counsel on a joint final status conference memorandum and has circulated this proposed joint final status conference memorandum to all defense counsel. This memorandum is filed on behalf of the government and defendants John Melo, Gregory Warren, Carla Paiva, and Tanya Pinheiro. The government has not heard back from counsel for Scott Fink or Kevin Briggs.

1. Outstanding discovery issues

There are no outstanding discovery issues.

2. Additional discovery

No additional discovery is anticipated.

3. Defense of insanity or public authority

No defendant intends to raise a defense of insanity or public authority.

4. Alibi

The government has not requested notice of alibi from any

defendant.

5. Motion to sever, dismiss, or suppress

Defendant John Melo intends to file a motion to suppress intercepted wire communications and has moved for additional time in which to do so.

6. Scheduling

Defendant John Melo requests that a hearing be scheduled before Judge Zobel on his motion to suppress.

7. Resolution without trial

Defendant Tanya Pinheiro intends to change her plea to guilty. The remaining defendants are still considering whether to plead guilty or go to trial.

8. Periods of excludable delay

A motion to exclude time has been filed by the government. If that motion is granted, no non-excludable days will have elapsed as of May 25, 2004, the date of the final status conference.

9. Estimated length of trial. Trial is estimated to last four weeks.

Respectfully submitted,

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